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16 (Additional counsel listed on signature page.)

17 **UNITED STATES DISTRICT COURT,**
18 **NORTHERN DISTRICT OF CALIFORNIA**

19 PLANNED PARENTHOOD FEDERATION)
20 OF AMERICA, INC., et al.,)

21 Plaintiffs,)

22 vs.)

23 CENTER FOR MEDICAL PROGRESS, et)
24 al.,)

25 Defendants.)

26 Case No. 16-cv-00236 (WHO)

27 Judge William H. Orrick, III

28 JOINT STIPULATION FOR RELIEF
FROM AMENDED CASE
MANAGEMENT ORDER

CMC Date: February 16, 2016

Time: 2:00 p.m.

Pursuant to Local Rules 7-12 and 16-2(a & d), Defendants David Daleiden, Troy Newman and Gerardo Adrian Lopez¹ and Plaintiffs Planned Parenthood Federation Of America, Inc.; Plaintiff Planned Parenthood: Shasta-Diablo, Inc. dba Planned Parenthood Northern California; Planned Parenthood Mar Monte, Inc.; Planned Parenthood Of The Pacific Southwest; Planned Parenthood Los Angeles; Planned Parenthood/Orange And San Bernardino Counties, Inc.; Planned Parenthood Of Santa Barbara, Ventura And San Luis Obispo Counties, Inc.; Planned Parenthood Pasadena And San Gabriel Valley, Inc. (collectively “PP Plaintiffs”) file this stipulation for relief from the Case Management Order entered on January 26, 2016 (Doc. 12) and request that the case management conference (“CMC”) be set again for March 29, 2016, or as soon thereafter as meets this Court’s schedule.

Defendants and PP Plaintiffs state in support thereof as follows:

WHEREAS, PP Plaintiffs filed this lawsuit on January 14, 2016 (Doc. 1). The complaint names the following Defendants: Center for Medical Progress, BioMax Procurement Services, LLC, David Daleiden, Troy Newman, Albin Rhomberg, Phillip S. Cronin, Sandra Susan Merritt, and Gerardo Adrian Lopez;

WHEREAS, on January 22, 2016, the Court found that this case was related with another case pending before it, namely *National Abortion Federation v. Center for Medical Progress*, 15-cv-03522-WHO (the “NAF case”) (*NAF case*, Doc. 339);

WHEREAS, on January 26, 2016, this Court issued a CMC Order scheduling a CMC for February 16, 2016, at 2:00 p.m. (Doc. 12);

WHEREAS, lead counsel for Plaintiffs has a pre-scheduled international trip from February 8 to February 19 and therefore asked certain defense counsel to stipulate to move the date of the CMC to the following week in February;

¹ The remaining named Defendants are not in a position to join this stipulation as waiver of service of process has not yet been effected on them and/or they have not yet retained counsel or local counsel as explained *infra*, but the term Defendants will be used collectively in this stipulation since any change in the CMC will impact them.

1 WHEREAS, those counsel agreed and indicated that they wished for a further extension
 2 beyond February 23, to allow sufficient time for all defendants to secure representation and prepare
 3 a joint case management statement in order to participate meaningfully in a CMC that best respects
 4 the Court's time and resources;

5 WHEREAS, the Court's calendar indicates that the Court is unavailable on March 15 and
 6 lead counsel for Ms. Merritt has a conflict on March 22, 2016;

7 WHEREAS, Defendants and Plaintiffs have therefore agreed that the CMC should be held
 8 on March 29, 2016, or as soon thereafter as the Court's schedule shall permit,;

9 WHEREAS, it is more than ten days before the CMC date, and this stipulation to
 10 reschedule the CMC is timely filed pursuant to this Court's CMC order (Doc. 12, ¶ 1.d.);

11 WHEREAS, there is good cause for rescheduling the case management conference date;

12 NOW THEREFORE, IT IS AGREED AND STIPULATED by and between PP Plaintiffs
 13 and Defendants, subject to the Court's approval, that the CMC shall be rescheduled to March 29,
 14 2016, or as soon thereafter as the Court's schedule shall permit, and that the Court will issue a new
 15 case management order with compliance dates based on the date of the new case management
 16 conference.

17
 18 Respectfully submitted,

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ATTESTATION PURSUANT TO CIVIL L.R. 5.1(i)(3)

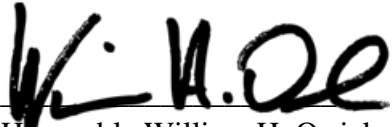
As the filer of this document, I attest that concurrence in the filing was obtained from the other signatories.

/s/ Catherine Short
Counsel for Defendant David Daleiden

ORDER

PURSUANT TO STIPULATION, the Case Management Conference is continued until March 29, 2016 at 2:00 p.m. All deadlines that are associated with the date of the CMC pursuant to Federal Rules of Civil Procedure 16 and 26, and the Local Rules and the Standing Orders of this Court, are likewise continued. IT IS SO ORDERED.

Dated: February 8, 2016



Honorable William H. Orrick, III
United States District Court